

Remarks

Claims 4, 10, 15, and 17-28 are currently pending in this application. The Applicant respectfully requests allowance of the present application in view of the
5 remarks set forth below.

Claim Rejections – 35 U.S.C. § 102

Claims 1, 3, 5 and 7 are rejected under 35 U.S.C. §102(b) as being anticipated by
“A Generalization of AVL Trees” by Foster (hereinafter “Foster”). To expedite
10 prosecution by seeking allowance of other claims, Applicant has cancelled these claims
and reserves the right to pursue them in a subsequent application.

Claim Rejections – 35 U.S.C. § 103

Claims 2, 6 and 13 are rejected under 35 U.S.C. §103 as being unpatentable over
15 Foster. To expedite prosecution by seeking allowance of other claims, Applicant has
cancelled these claims and reserves the right to pursue them in a subsequent application.

Allowable Subject Matter

The Examiner has indicated that Claims 10, 15, 17-21 and 22-28 are allowed.
20 The Examiner has further indicated that Claim 4 is objected to as being dependent upon a
rejected base claim, but would be allowable if rewritten in independent form including all
of the limitations of the base claim and any intervening claims.


Applicant thanks Examiner for indicating allowability of these claims and has rewritten Claim 4 to incorporate all of the limitations of its base claim thus also making it allowable.

5 Applicant believes that all pending claims are allowable and respectfully requests that the Examiner issue a Notice of Allowance. Should the Examiner have questions, the Applicant's undersigned representative may be reached at the number provided.

Respectfully submitted,
Clifford L. Hersh

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